

CIVIL COVER SHEET

10/01/2020

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS

PLAINTIFFS
Alan Seward

DEFENDANTS

Det. Camilo R. Antonini, Badge No. D111, et al.

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Loevy & Loevy
311 N. Aberdeen, 3rd FL
Chicago, IL 60607 312-243-5900

ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

42 USC 1983, wrongful search and seizure

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

TORTS

ACTIONS UNDER STATUTES

| CONTRACT | PERSONAL INJURY | PERSONAL INJURY | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES |
|---|--|--|---|---|--|
| [] 110 INSURANCE | [] 310 AIRPLANE | [] 367 HEALTHCARE/ | [] 625 DRUG RELATED | [] 422 APPEAL | [] 375 FALSE CLAIMS |
| [] 120 MARINE | [] 315 AIRPLANE PRODUCT | PHARMACEUTICAL PERSONAL | SEIZURE OF PROPERTY | 28 USC 158 | [] 376 QUI TAM |
| [] 130 MILLER ACT | LIABILITY | INJURY/PRODUCT LIABILITY | 21 USC 881 | [] 423 WITHDRAWAL | [] 400 STATE REAPPORTIONMENT |
| [] 140 NEGOTIABLE INSTRUMENT | [] 320 ASSAULT, LIBEL & SLANDER | [] 365 PERSONAL INJURY | [] 690 OTHER | 28 USC 157 | [] 410 ANTITRUST |
| [] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT | [] 330 FEDERAL EMPLOYERS' LIABILITY | PRODUCT LIABILITY | | | [] 430 BANKS & BANKING |
| [] 151 MEDICARE ACT | [] 340 MARINE | PERSONAL PROPERTY | | | [] 450 COMMERCE |
| [] 152 RECOVERY OF DEFECTIVE STUDENT LOANS (EXCL VETERANS) | [] 345 MARINE PRODUCT LIABILITY | [] 820 COPYRIGHTS | [] 880 DEFEND TRADE SECRETS ACT | | [] 460 DEPORTATION |
| [] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS | [] 350 MOTOR VEHICLE | [] 830 PATENT | | | [] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO) |
| [] 160 STOCKHOLDERS SUITS | [] 355 MOTOR VEHICLE PRODUCT LIABILITY | [] 370 OTHER FRAUD | [] 835 PATENT-ABBREVIATED NEW DRUG APPLICATION | | [] 480 CONSUMER CREDIT |
| [] 190 OTHER CONTRACT | [] 360 OTHER PERSONAL INJURY | [] 371 TRUTH IN LENDING | [] 840 TRADEMARK | | [] 485 TELEPHONE CONSUMER PROTECTION ACT |
| [] 195 CONTRACT PRODUCT LIABILITY | [] 362 PERSONAL INJURY - MED MALPRACTICE | [] 380 OTHER PERSONAL PROPERTY DAMAGE | | SOCIAL SECURITY | |
| [] 196 FRANCHISE | ACTIONS UNDER STATUTES | [] 385 PROPERTY DAMAGE | LABOR | | |
| | CIVIL RIGHTS | PRODUCT LIABILITY | [] 710 FAIR LABOR STANDARDS ACT | [] 861 HIA (1395ff) | [] 490 CABLE/SATELLITE TV |
| | | [] 463 ALIEN DETAINEE | [] 720 LABOR/MGMT RELATIONS | [] 862 BLACK LUNG (923) | [] 850 SECURITIES/ COMMODITIES/ EXCHANGE |
| | | [] 510 MOTIONS TO VACATE SENTENCE | [] 740 RAILWAY LABOR ACT | [] 863 DIWC/DIWV (405(g)) | [] 890 OTHER STATUTORY ACTIONS |
| | | 28 USC 2255 | [] 751 FAMILY MEDICAL LEAVE ACT (FMLA) | [] 864 SSID TITLE XVI | [] 891 AGRICULTURAL ACTS |
| | | [] 530 HABEAS CORPUS | [] 790 OTHER LABOR | [] 865 RSI (405(g)) | [] 893 ENVIRONMENTAL MATTERS |
| | | [] 535 DEATH PENALTY | LITIGATION | FEDERAL TAX SUITS | [] 895 FREEDOM OF INFORMATION ACT |
| | | [] 540 MANDAMUS & OTHER | [] 791 EMPL RET INC SECURITY ACT (ERISA) | [] 870 TAXES (U.S. Plaintiff or Defendant) | [] 896 ARBITRATION |
| | | [] 440 OTHER CIVIL RIGHTS (Non-Prisoner) | | [] 871 IRS-THIRD PARTY 26 USC 7609 | [] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION |
| REAL PROPERTY | | | | | |
| [] 210 LAND CONDEMNATION | [] 441 VOTING | | IMMIGRATION | | [] 950 CONSTITUTIONALITY OF STATE STATUTES |
| [] 220 FORECLOSURE | [] 442 EMPLOYMENT | PRISONER CIVIL RIGHTS | [] 462 NATURALIZATION APPLICATION | | |
| [] 230 RENT LEASE & EJECTMENT | [] 443 HOUSING/ ACCOMMODATIONS | [] 550 CIVIL RIGHTS | [] 465 OTHER IMMIGRATION ACTIONS | | |
| [] 240 TORTS TO LAND | [] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT | [] 555 PRISON CONDITION | | | |
| [] 245 TORT PRODUCT LIABILITY | [] 446 AMERICANS WITH DISABILITIES - OTHER | [] 560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT | | | |
| [] 290 ALL OTHER REAL PROPERTY | [] 448 EDUCATION | | | | |

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?
IF SO, STATE:

DEMAND \$ OTHER JUDGE DOCKET NUMBER

Check YES only if demanded in complaint

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN *x* IN ONE BOX ONLY)

| | | | | | | |
|---|---|--|---|--|---|---|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from (Specify District) | <input type="checkbox"/> 6 Multidistrict Litigation (Transferred) | <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge |
| <input type="checkbox"/> a. all parties represented | | | <input type="checkbox"/> b. At least one party is pro se. | | | |
| <input type="checkbox"/> 8 Multidistrict Litigation (Direct File) | | | | | | |

(PLACE AN *x* IN ONE BOX ONLY)

1 U.S. PLAINTIFF 2 U.S. DEFENDANT 3 FEDERAL QUESTION 4 DIVERSITY
(U.S. NOT A PARTY)

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

| CITIZEN OF THIS STATE | PTF [] 1 | DEF [] 1 | CITIZEN OR SUBJECT OF A FOREIGN COUNTRY | PTF DEF [] 3 [] 3 | INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE | PTF [] 5 | DEF [] 5 |
|--------------------------|--------------|--------------|---|------------------------|---|--------------|--------------|
| CITIZEN OF ANOTHER STATE | [] 2 | [] 2 | INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE | [] 4 [] 4 | FOREIGN NATION | [] 6 | [] 6 |

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Alan Seward
717 Cranford Ave.
Bronx NY 10470
Bronx County

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Det. Camilo R. Antonini, et al City of Mount Vernon
2 Roosevelt Square 1 Roosevelt Square
Mount Vernon, NY Mount Vernon, NY
Westchester County Westchester County

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: **THIS ACTION SHOULD BE ASSIGNED TO:** WHITE PLAINS MANHATTAN

s/ Karen Newirth

DATE 11/5/2020

SIGNATURE OF ATTORNEY OF RECORD

RECEIPT #

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO

YES (DATE ADMITTED Mo. February Yr. 2003)
Attorney Bar Code #4115903

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)